

HCS HB 161 -- TRANSIENT GUEST TAXES (Gatschenberger)

COMMITTEE OF ORIGIN: Committee on Local Government

This substitute changes the laws regarding certain transient guest taxes. In its main provisions, the substitute:

(1) Specifies that for the purpose of collecting a transient guest tax under Sections 67.1000 and 67.1002, RSMo, the term "transient guests" means a person or persons who occupy a room in a hotel or motel for 31 days or less during any calendar quarter with the exception of Pulaski County where the term means a person or persons who occupy a room in a hotel or motel for 90 days or less during any calendar quarter (Section 67.1000.3, RSMo);

(2) Prohibits any city or county from imposing a transient guest tax pursuant to Section 67.1000 or Section 67.1002 if the city or county already imposes a tax on transient guest room charges of a hotel or motel located wholly or partially within the city or county under these sections or any other section of law (Sections 67.1000.6(1) and 67.1003.3(1));

(3) Prohibits any city not already imposing a transient guest tax pursuant to Section 67.1000 or Section 67.1002 from imposing a transient guest tax under those provisions if the city is located wholly or partially within a county that already imposes a tax on transient guest room charges of a hotel or motel located wholly or partially within the county under these sections or any other section of law. The City of Maryland Heights will be exempt from this prohibition and is authorized to impose an additional transient guest tax of up to 0.5% per occupied room, per night (Sections 67.1000.6(2) and 67.1003.3(2));

(4) Specifies that the prohibition against imposing more than one transient guest tax in Sections 67.1000, 67.1002, and 67.1003 will not be construed as repealing any taxes levied by any city or county on transient guests as allowed under Chapter 67 or Chapter 94 as of August 28, 2011 (Sections 67.1000.7 and 67.1003.7);

(5) Expands the purpose for which a transient guest tax may be imposed under Section 67.1002 to include funding a convention and visitors bureau. Currently, the tax is imposed solely for the promotion of tourism (Section 67.1002); and

(6) Authorizes Pettis County, upon voter approval, to change its transient guest tax from \$2 per room, per night to up to 5% per occupied room, per night; increases from five to seven the number of members on the Pettis County Tourism Commission; and changes

the way appointments are made to the commission (Sections 67.1006 and 67.1008).

FISCAL NOTE: No impact on state funds in FY 2012, FY 2013, and FY 2014.